G. R. S. IX-5]

*Previous references.*

1897.
~~191~~ .
( S.R )

File No. 87 of 97
Serial Nos. 1—3.

*Later references.*

S.R 172-10
S.R 64-11.

(9)

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* 1—3.

Major
~~Part~~ B for July, 1903.

SUBJECT.

Claim of the Inamdars of the Jodi Karadahalli village Nagamangala Taluk to the toddy revenue of the village.

Sl. 3 — No. 78-9/Ec-12-01 dt 24.4.03. To Ec. Commr: Comptroller

Allows the Claim of the Inamdars of ~~the~~ Jodi Karadahalli village, Nagamangala Taluk, to the Excise Revenue from toddy of that village.

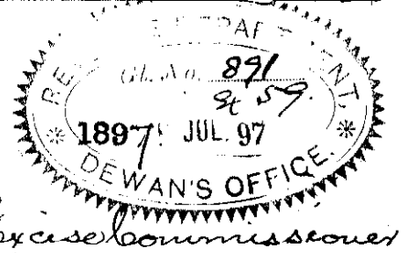
Indexed

W D 88—GPB—50,000—24-7-15

Records sent back for investigation in accordance with Govt. Proc. No. 2074-83 R.T. 16692 dt 21/8/97

S.R.

Serial No.




From

The Excise Commissioner in Mysore.

To

The Secretary to Govt. of Mysore.

General & Revenue Dept.S

Dated 21st July 1897.

Despatched 28th —do—

Received

General No. 1086

No. 50

Enclosure No. a file

In reply to

SUBJECT.

Submits his opinion together with the records of enquiry into the claim to Toddy Revenue preferred by the Jodedars of Karadahalli in the Nagamangala Taluk

Rec'd 28.7.97

References (to be entered only in the Dewan's Office.)

Submitted for orders as to whether this may await the decision of Govt on the general question.

29.7. 10/35

30/7/97.

Yes 13/9/97

2 — Excise Commissioners Office.

No. 1086/50 Revenue: — a file Bangalore dated 21st/28th July 1897.

From.

The Excise Commissioner
in Mysore.

To,

The Secretary to the
Government of Mysore,
General and Revenue Departments.

Sir,

In submitting herewith the records of enquiry into the claim to Toddy Revenue preferred by the Jodidars of Kaida halli in the Nagamangala taluk, I have the honor to state, that in the Inam Settlement Register received from the Superintendent of Inam Settlement, with his docket No. 30, — dated the 20/21st instant, the following opinion is recorded on the 7th August 1897 by the Settlement Officer: —

"Rights to Sayer, Abkari and forests are reserved to the State".

The Inam Superintendent has recorded his decision on the 21st April 1860 — "Confirmed as above ad-interim".

Subsequently

Subsequently the following opinion is recorded by the Settlement Officer on the 9th. September 1879:—

"The party in question has now produced before me copy of the Nagamangala taluk lowet Judgment, dated 11th. October 1838. It was delivered in a suit in which the Inamdars of this Agrahar sued the lessee for the recovery of the rent of the toddy trees. The Judgment is in favor of the Agrahardars, and it appears from it that they have a right to it according to the Sunnads connected with the village".

Thereupon the Inam Superintendent has ordered on the 21st April 1880 - "May be enjoyed as usual".

2. An authenticated copy of a Nirup issued to the Nagamangala Amildar by H. H. the late Maharaja Krishnaraja Wadayar Bahadur, under date the 26th May 1821, which is on the accompanying file, shows that the Jodidars have been enjoying the rent of toddy. Accordingly I am of opinion that

that they are entitled to the same.

I have the honor to be,
Sir,
Your most obedient servant,
[signature]

Excise Commissioner
No 17 Jermyn

S E-27/0

1903

8866

14 FEB 1903

From The Excise Commissioner in Mysore

To The Secretary to the Govt of H.H. The Maharaja of Mysore General & Revenue Dept.

Dated 6th February 1903.
Despatched 13
Received

General No. 4632
No. 265
Enclosure No. 1 file

Subject.

Submits the record of Enquiry relating to the Toddy Revenue of Kardahalli in the Ragamangala Taluk.

Encl
16 papers

Dr 25/2/03

Secy
11/7/03

Excise Commissioner's office
Bangalore Dated 6th February 1903.
13

No. 4632/265 Enc: file

From

The Excise Commissioner
in Mysore

To

The Secretary to the Government of
H. H. the Maharaja of Mysore
General & Revenue Department

Sir,

In Submitting herewith the record of Enquiry relating to the Toddy Revenue of Kardahalli in the Nagamangala Taluk, I have the honour to State that I have already given my opinion in my letter No. 1086/50, dated 21st July 1897, to the Effect that the Inamdar of the above village is entitled to Excise Revenue from Toddy. There is both a Toddy Shop and a date grove in this village. Accordingly the same is payable to him subject to Rules 2, 3, 5, 6 & 9 in Government Proceedings No. 2074-83/R 7166-92 dated 2nd august 1901.

I have the honour to be,
Sir,
your most obedient Servant

For Excise Commissioner
in Mysore

7

Order

Eic. 6/5/2

The claim in this case has already been enquired into by the Off: Comm:, & a report upon the Records of the Zamindari is said to be non-existent - The Extract from the Inam Register shows that at the earlier stage of the Inam enquiry, the Zamindar did not produce the grants showing that the right to Toddy revenue had been ~~commi~~ conceded to him, but that he supplied the omission later on — The Register contains among the items enjoyed, the Toddy tax — This case having been reported upon to the Excise Commissioner, the last order passed was that the Zamindar should be called upon to produce a certified copy of the

account, such may be
a reliable evidence
of records, showing
the boundaries of the village
in the year when the
village was granted a
charter — The Supreme
Court has endorsed
the argument to say that the
account in question is
not sufficiently among
the records. ——

The only material
available for a judging
evidence is an authenticated
copy of a judgment of the
Supreme Court dated 1838
which admits the claim —
which is supported by a certified
copy of a Survey signed
by J. Young 1821, with ref:
to a matter connected with
the Boundary Administration
of the village — Other
references for dates of other
Grants in Quandra dwns
have been contained
in judgment of the Court

For reasons given herein

The effect would
be that the
claim is one which cannot
be accepted as inadmissible
on the ground ~~that~~ of
want of title - and
a print the claim accordingly

[illegible]

28/7/02.

Statement of a claim to Inam Revenue enquired into French Rocks sub Division Mysore District

| Name of Taluk | Name of Hobli Summel- or Nagenu | Name of Jaroo from Jodi or Kayam Gutta village | Name of Inamdar or Kayamgutty da | Documents Replied upon | Remarks |
|---|---|---|---|---|---|
| Nagamangala 58 | Kalligere | Jodi Karada-halli | Sreenivasa-Murty | (1) Judgement by the Nagamangala Amildar's Court dated 11th Oct: 1838<br>(2) Certified Copy of a Sunnud dated 26th May 1821.<br>(3) Extract from the Inam Settlement Register No 19 dated 21st April 1880. | |

Inamdar Sreenivasa Murty.

Dated 6th May French Rocks 1902.

No 29 P Seemiramee Rao Esquire Assistant Co

| Number | Finding | Amount awarded if any | Grounds of Decision |
|---|---|---|---|
| | The Inamdar is entitled to Excise Revenue Receipts under rule 9. | Amount depends upon the amount of realization | The records produced show that the Inamdar is entitled to Zoodbly Revenue |

By Inamdar
Assistant Commissioner
Mirai
Vs
French Rocks.

11

Read:-

Letter no
4632-265 dt 6/12/03
from Rec Excise.
Copy in Mysore
file 9. the record of
enquiries (vide fols 6
Rec inamdars' claim
to the lords' revenue
of the Jodi Ramada-
lally village, in
the Nagamangala
Taluk, Mysore district

Copies Rec:-

Rec 78-9
447/1201
dt 29.9.03.

Rec village, lease
of the lords' rights
as well as cultivation.
Rec inamdars'
claim to the excise
revenue from

For approval
thereon.
8/7/3

to the Dewan,
through the 2nd. Councillor.

I agree that the Inamdars
have no rights to claim
their claim to excise
revenue.

Draft ready
9-7-03

Copy Schedule of
Property delivered by the Receiver
on 26th May 1821 under
the Decree of Chancery, the
Real Estate of Thomas Dunn,
late of Dunmore Settlement
& Longevity in
the Island of Trinidad
Copied from 2.3.5.6 &
of the Records of Chancery
Ecclesiastical Court 1814-82
— 114, 166 & 172 of 1818.

2. A Freehold Dwelling
House with Offices
& Yard thereto belonging
Part of the Estate of
Thomas Dunn deceased
situate on the
Island of Trinidad
aforesaid to Each for Perusal

H. [illegible] 24/7/13

Mr [illegible]

The Estate Comprising
the Property
hereinafter described
the Consideration Money.

Mrd
22.VII.

*Proceedings of the Government of His Highness the Maharaja of Mysore, Excise, dated 29th July 1903.*

READ—

Letter No. 4632—265, dated 6—13th February 1903, from the Excise Commissioner in Mysore, submitting the record of enquiry relating to the Inamdars' claim to the toddy revenue of the Jodi Karadahalli village, in the Nagamangala Taluk, Mysore District.

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No. 78-9—EX. F. 12-01, DATED BANGALORE, 29TH JULY 1903.

ORDER THEREON—The village has a toddy shop as well as a grove. The Inamdars' claim to the Excise revenue from toddy, which is supported by the Nirup dated 26th May 1821, issued by His Highness the Maharaja, the Inam Settlement and long enjoyment, is allowed subject to Rules 2, 3, 5, 6 and 9 contained in Government Order No. 2074-83—R. F. 166-92, dated 2nd August 1901.

2. A refund bill showing the amount due to the Inamdars for past years under each of the systems of Toddy Administration, after deducting the amount advanced, should be submitted to Government for sanction.

H. V. NANJUNDAYYA,
*Secy. to Govt., Gen. & Rev. Depts.*

To—The Excise Commissioner in Mysore, returning record.
The Comptroller, Mysore Government.

Exd.—C.V.

1903-04

# GOVERNMENT OF MYSORE

## EXCISE

## PROCEEDINGS

*Dated 29th July 1903*

No. 78-9
Ex. F. 12-01

Allowing the claim of the Inamdars of the Jodi Karadahalli village in the Nagamangala Taluk, Mysore District, to the Excise revenue from toddy of that village.

SBP—11-8-03—50